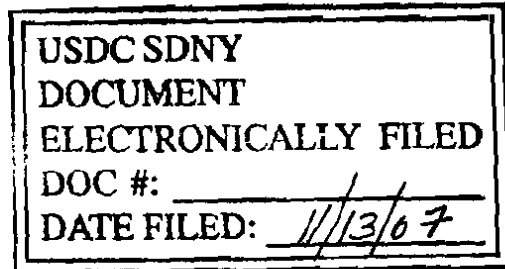


PATTERSON, J

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK



-----X  
DALGREN & COMPANY, INC.,

Plaintiff,

-against-

**VOLUNTARY DISMISSAL**

M/V "EILBEK", her engines, boilers, etc.,

07 CIV 8771 (RPP)

-and against-

LIBERTY CONTAINER LINE, INC.,

Defendant.  
-----X

The above-entitled action having been settled in the amount of \$9,000.00 and there having been no appearance on behalf of defendant, NOW

On the annexed consent and on motion of McDERMOTT & RADZIK, LLP., attorneys for plaintiff, it is Stipulated,

That this action be and the same is hereby voluntarily discontinued, with prejudice without costs to any party as against any other party, without prejudice to reopen if funds are not received within 60 days from the date of this Order and pursuant to F.R.C.P. 41(a)(1).

Dated: New York, New York  
November 8, 2007

SO ORDERED:

\_\_\_\_\_  
U.S.D.J.

**CONSENT:**

Consent is hereby given to the entry of the foregoing Order.

Dated: New York, New York  
November 8, 2007

McDERMOTT & RADZIK, LLP  
Attorneys for Plaintiff

By:

William R. Connor III (WC-4631)  
Wall Street Plaza  
88 Pine Street  
New York, New York 10005  
212-376-6400